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**FAX COVER PAGE****Date:** June 6, 2005**Pages (including this page):** 12**To:** Commissioner for Patents**Fax:** 703-872-9306**Phone:****From:** Douglas A. Collier**Fax:** (317) 636-1507**Phone:** (317) 238-6333**Subject:** U.S. Patent Application Serial No. 10/790,329**Comments:** I hereby certify that this correspondence is being transmitted via facsimile to the U.S. Patent and Trademark Office at 703-872-9306 on:

June 6, 2005 (Date of Transmission)

Douglas A. Collier (Name of Registered Representative)

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PTO/SB/21 (09-04)

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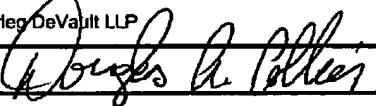
Application Number	10/790,329
Filing Date	March 1, 2004
First Named Inventor	Kevin T. Foley
Art Unit	3738
Examiner Name	Thomas Sweet

Attorney Docket Number 4002-3486/PC746.02

**ENCLOSURES (Check all that apply)**

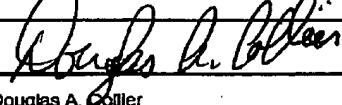
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Remarks		

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name	Krieg DeVault LLP		
Signature			
Printed name	Douglas A. Collier		
Date	June 6, 2005	Reg. No.	43,556

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Typed or printed name	Douglas A. Collier	Date	June 6, 2005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUN 06 2005

In re patent application of:	) Before the Examiner
Kevin T. Foley	) Thomas Sweet
Serial No. 10/790,329	)
Filed: March 1, 2004	) Group Art Unit 3738
SYSTEMS AND METHODS FOR RESTORING AND MAINTAINING INTERVERTEBRAL ANATOMY	) Atty Docket No. 4002-3486/PC746.02
	) June 6, 2005

RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed April 5, 2005, please consider the following. Please provide any extensions of times that may be necessary and charge any fees due to Deposit Account 12-2424, but not including the payment of issue fees.

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Name of Registered Representative

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Response to Final Office Action  
Ser. No. 10/790,329  
Atty Docket No. 4002-3486/PC746.02  
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